



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

#3

| | | | |
|--------------------|---------------------|-----------------------|---------------------------|
| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|

09/015,736 01/29/98 O'HAGAN

1397-002/230

BARBARA G MCCLUNG
CHIRON CORPORATION
INTELLECTUAL PROPERTY R440
PO BOX 8097
EMERYVILLE CA 94662-8097

02627/0414

NOT ASSIGNED

1643

DATE MAILED:

04/14/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of \$65.00 for a small entity in compliance with 37 CFR 1.27, or \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a
 small entity (statement filed) non-small entity is \$ 1222.

1. The statutory basic filing fee is:

- missing.
 insufficient.

Applicant must submit \$ 790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ 302, including any multiple dependent claim fees, are required.

\$ 82 for 1 independent claims over 3.

\$ 220 for 10 dependent claims over 20.

\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

- is missing or unexecuted.
 does not cover the newly submitted items.
 does not identify the application to which it applies.
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

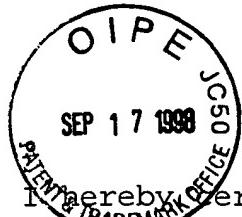
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

P. McElroy A copy of this notice MUST be returned with the reply.

00000078 09015736 09/1998 WILLIAM J. HAGAN
790.00 82.00 220.00 130.00
C:101 C:102 C:103
3105



PATENT
U.S. No. 09/015,736
Atty. Docket No. 1397.002

I hereby certify that this paper is being deposited in the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, Attention: Box Missing Parts, on September 14, 1998.

Nancy L. Swanson

9/14/98

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: O'HAGAN et al.

Serial No.: 09/015,736

Group Art: 1643

Filed: January 29, 1998

Examiner: Unassigned

For: USE OF MICROPARTICLES COMBINED WITH SUBMICRON
OIL-IN-WATER EMULSION

RESPONSE TO THE NOTICE TO FILE MISSING PARTS OF APPLICATION --
FILE DATE GRANTED

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Box Missing Parts

Sir:

In response to the "Notice to File Missing Parts of Application -- Filing Date Granted", mailed from the Patent and Trademark Office on April 14, 1998, enclosed herewith are the following documents:

1. Signed -- Combined Declaration and Power of Attorney
2. Petition for Three-Month Extension of Time
3. Check in the amount of \$2,172.00 covering the filing, additional claims, surcharge, and extension of time fees.

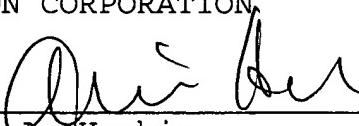
PATENT
U.S. No. 09/015,736
Atty. Docket No. 1397.002

The Assistant Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR 1.16 and 1.17 to Deposit Account No. 03-1664. This, however, is not authorization to pay the issue fee.

Respectfully submitted,

CHIRON CORPORATION

By:


Alisa A. Harbin
Reg. No. 33,895

Date: 14 Sept 1998

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